P.R. No. 5023/05
Presented by Shri Korba/Das
dated 26/9/05

SINGLE BENCH
C.S. 1001

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.No. / 2005

Petitioner : Rajulal Baghel, S/o Rameshwar Prasad Baghel, Aged about 40 years, R/o Village Koddal, Post Saragbundia, Tahsil & District – Korba (CG)

Versus

Respondents

1) State of Chhattisgarh – Through the Secretary, Tribal Welfare Department, DKS Bhawan, Raipur (CG)

2) The Commissioner, Tribal Welfare, Raipur (CG)

3) The Assistant Commissioner, Tribal Welfare, Korba, District – Korba (CG)

4) Shri Srikant Dubey, Asstt. Commissioner, Tribal Welfare Department, Presently posted At Dantewara, District – Dantewara (CG)

5) The Collector Korba, District – Korba (CG)

RE-COPY
26.9.
CLERK to A. G. BILASPUR

शपथ आयुक्त
बिलासपुर (छ.ग.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

59

आदेश पत्रक

W.P.No. 4994/2005

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	12-1-2006 Shri K.S. Pawar, counsel for the petitioner. Shri Vivek Sharma, Panel Lawyer for the State/respondents no. 1, 2, 3 and 5. Shri Vinay Pandey, Counsel for respondent no. 4. Heard. Learned counsel for the petitioner submitted that the petitioner was charge sheeted and after holding an enquiry, order Annexure P-1 dated 1-7-2005 has been passed whereby the petitioner has been compulsorily retired. Counsel for the respondents submitted that against the impugned order, alternative remedy of preferring an appeal under Rule 23 of C.G. Civil Service (Classification, Control and Appeal) Rules 1966 is available to the petitioner but he has directly approached this Court without availing the alternative remedy. In the facts and circumstances of the case and material on record, the petition is disposed of with liberty to the petitioner to prefer an appeal before the competent authority within 30 days from today, and on such appeal being preferred, the competent authority shall consider and decide the same on its own merits in accordance with law expeditiously. In case the grievance of the petitioner still subsists, the petitioner may avail the remedy available under the law. **Sd/-** **Fakhruddin** **Judge**	

Patkar

[पीछे देखिये